IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL NO.687 OF 2000

IN

COMPANY PETITION NO.763 OF 1999

M/s.Ankit Steels. ...Appellant.

vs.

Anandita Pharmaceuticals Pvt.Ltd. ...Respondent.

Mr.B.G.Saraf, for appellant.

None for Respondent.

CORAM: D.K.DESHMUKH &
J.H.BHATIA, JJ.

DATED: 3rd July,2007.

P.C.:-

The appeal is directed against the order dated 14.7.2000 passed in Company Petition no.763 of 1999 which was a company petition filed for winding up of the respondent company on the ground that the Company is unable to pay its debts. The learned Single Judge has found it as a fact that the company

had produced a receipt which shows that the amount which was the subject matter of the petition was actually paid by the company. In this view of the matter therefore, in our opinion, there is no reason to interfere with the order. It is further to be seen that the learned Counsel appearing for appellant has also not filed any civil suit for recovery of that amount. By now even the claim also appears to be time barred. Taking overall view of the matter therefore, no useful purpose will be served by entertaining the appeal. The appeal is disposed of.

(D.K.DESHMUKH, J.)

(J.H.BHATIA,J.)